

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

KEVIN GUYTON,

Plaintiff,

v.

MR. LAPPIN, et al.,

Defendants

No. 3:11-CV-1390

(JUDGE CAPUTO)

(MAGISTRATE JUDGE CARLSON)

ORDER

NOW this 18th day of July 2012, upon review of Magistrate Judge Carlson's Report and Recommendation (Doc. 56) for plain error or manifest injustice, **IT IS HEREBY ORDERED** that:

- (1) The Report and Recommendation (Doc. 56) is **ADOPTED**.
- (2) Defendants' Motion to Dismiss or, in the Alternative Motion for Summary Judgment (Doc. 42) is **GRANTED**, and Plaintiff's Complaint (Doc. 1) is **DISMISSED**.
- (3) The Clerk of Court is ordered to mark this matter as **CLOSED**.



A. Richard Caputo
United States District Judge